

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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In Re Merrill Lynch Auction Rate  
Securities Litigation

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This Document Relates To:  
No. 10 Civ. 0124 (LAP)

ICONIX BRAND GROUP, INCORPORATED,  
Plaintiff,

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #: \_\_\_\_\_  
DATE FILED: 6/7/12

**09 MD 2030 (LAP)**

-against-

**JUDGMENT**

MERRILL LYNCH, PIERCE, FENNER &  
SMITH INCORPORATED

Defendant.

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Merrill having moved to dismiss the complaint ("compl.") under Fed R. Civ. P. 9(b) and 12(b)(6) as well as Section 21D(b) of the Private Securities Litigation reform Act of 1995, 15 U.S.C. § 78u-4(b) (the "PSLRA"), and the matter having come before the Honorable Loretta A. Preska, United States District Judge, and the Court, on June 4, 2012, having rendered its Opinion and Order granting Merrill's motion to dismiss in its entirety and with prejudice, it is,

**ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Opinion and Order dated June 4, 2012, Merrill's motion to dismiss is granted in its entirety and with prejudice.

**Dated:** New York, New York  
June 7, 2012

**RUBY J. KRAJICK**

**Clerk of Court**

**BY:**

**Deputy Clerk**

**THIS DOCUMENT WAS ENTERED  
ON THE DOCKET ON \_\_\_\_\_**